

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

PATRICK A. WHITE, and
JACQUELYNE A. SERRATO,

Plaintiffs,

v.

AMERICAN CORRECTIONAL
ASSOCIATION, RICK PERRY,
Texas State Governor, JOHN
WHITMEYER, Texas State
Governor, DAVID DEWHURST, Lt.
Governor, BRAD LIVINGSTON,
Executive Director, BRYAN
COLLIER, Deputy Director, CODY
GINSEL, Senior Warden, and JOSE
F. BARDERAS, suspect,

Defendants.

8:13CV62

**MEMORANDUM
AND ORDER**

This matter is before the court on its own motion. Plaintiffs provisionally filed an Amended Complaint on April 15, 2013. (Filing No. [8](#).) Due to certain technical defects, the Complaint cannot be further processed. To assure further consideration of the Complaint, Plaintiff Jacquelyne A. Serrato must correct the defects listed below. **FAILURE TO CORRECT THESE DEFECTS WILL RESULT IN DISMISSAL OF THE COMPLAINT.**

Plaintiff Jacquelyne A. Serrato has failed to include the \$350.00 filing fee. Plaintiff Jacquelyne A. Serrato has the choice of either tendering the \$350.00 fee to the Clerk of the court or submitting a request to proceed in forma pauperis and an affidavit of poverty in support thereof. If Plaintiff Jacquelyne A. Serrato chooses to do the latter, the enclosed pauper's forms should be completed and returned to this court.

IT IS THEREFORE ORDERED that:

1. Plaintiff Jacquelyne A. Serrato is directed to correct the above-listed technical defects within 30 days of the date of this Memorandum and Order. Failure to comply with this Memorandum and Order will result in dismissal of this matter without further notice.

2. The Clerk of the court is directed to send to Plaintiff Jacquelyne A. Serrato the Form AO240 (“Application to Proceed Without Prepayment of Fees and Affidavit”).

3. The Clerk of the court is directed to set a pro se case management deadline in this matter with the following text: June 10, 2013: Check for MIFP or payment.

DATED this 8th day of May, 2013.

BY THE COURT:

Richard G. Kopf

Senior United States District Judge

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